

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-4, 6-12 and 14-18 are pending in this application. Claims 1, 9, 17 and 18 are independent. Claims 1-4, 6-10, 12, 17 and 18 are hereby amended. No new matter is added by these amendments. Support for this amendment is provided throughout the Specification as originally filed and specifically on page 8, 16 and 17 (paragraphs [0027], [0053] and [0054]). Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. RESPONSE TO REJECTIONS UNDER 35 U.S.C. §112

Claims 1, 9, 17 and 18 are hereby amended, thereby obviating the rejections under 35 U.S.C. §112.

As claims 1, 9, 17 and 18 have been amended, Applicants respectfully request the rejection to claims 2-4, 6-8, 10-12 and 14-16, which depends on claims 1, 9, 17 and 18 respectively, be withdrawn.

III. RESPONSE TO OBJECTONS

Claims 2, 4, 10 and 12 are hereby amended, thereby obviating the rejections under 35 U.S.C. §112.

As claims 2, 4, 10 and 12 have been amended, Applicants respectfully request the rejection to claims 4 and 11, which depends on claims 2 and 10 respectively, be withdrawn.

IV. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 1-6, 8-12, 14, 16, 17, and 18 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Publication No. 2005/0028208 to Ellis, et al. (hereinafter, merely “Ellis”) in view of U.S. Patent No. 6,175,860 to Gaucher (hereinafter, merely “Gaucher”).

Claims 7 and 15 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Ellis in view of Gaucher and further in view of U.S. Patent No. 6,501,516 to Clapper (hereinafter, merely “Clapper”).

V. RESPONSE TO REJECTIONS

Claim 1 recites, *inter alia*:

“...transmission means for transmitting the program information stored in the database to one of a plurality of electronic apparatuses using wireless communication,

wherein the transmitted program information is a user’s most recent individual program information...” (Emphasis added)

As understood by Applicants, Ellis relates to interactive television program guide systems that provide remote access to program guide functionality.

As understood by Applicants, Gaucher relates to an automatic multi-rate wireless/wired computer network using a combination of wireless communications and an AC power network.

Applicants submit that neither of the cited references, taken alone or in combination, teaches or discloses the above discussed feature of claim 1. Specifically, neither Ellis nor Gaucher teaches or suggests the transmitted program information is a user's most recent individual program information, as recited in claim 1.

Specifically, the Office Action relies on Ellis to describe transferring the program data among the system. However, Applicants submit that in the Ellis system, television distribution facility 16 distributes program guide data to the user television equipment 22, and the user television equipment 22 may transfer the program guide data and some additional data, such as reminder information, parental control settings, favorite channel settings, user profiles, etc., to remote program guide access device 24 (See, Ellis, page 5, paragraph [0071]). Thus, **in Ellis all the program data distributed from the television distribution facility is transferred to the remote program guide access device without any selection based on the user's preferences.** In present invention, as shown in Fig. 6, in step ST 170 and step ST 210, the home server 100 transmits **the user's most recent individual broadcast program information** stored in the recording storage medium to the portable terminal (See, Specification, page 16-17, paragraphs [0053]-[0054]). Thus, **in the present invention, the program information which is selected in accordance with personal preferences is transmitted to the portable terminal** and unnecessary information is not displayed, so that the desired information can be selected efficiently, and the power consumption of the portable terminal is reduced (See, Specification, page 8, paragraph [0027]). Consequently, nothing has been found in Ellis that would teach the

transmitted program information is a user's most recent individual program information, as recited in claim 1.

Therefore, Applicants respectfully submit that Ellis and Gaucher fail to teach or suggest the transmitted program information is a user's most recent individual program information, as recited in claim 1.

Therefore, Applicants submit that independent claim 1 is patentable.

For reasons similar to, or somewhat similar to, those described above with regard to independent claim 1, independent claims 9, 17 and 18 are also patentable.

VI. DEPENDENT CLAIMS

The other claims in this application are each dependent from one of the independent claims discussed above and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

Similarly, because Applicants maintain that all claims are allowable for at least the reasons presented hereinabove, in the interests of brevity, this response does not comment on each and every comment made by the Examiner in the Office Action. This should not be taken as acquiescence of the substance of those comments, and Applicants reserve the right to address such comments.

CONCLUSION

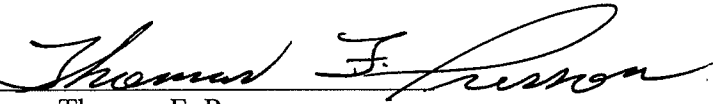
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference it is respectfully requested that the Examiner specifically indicate those portions of the reference providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By 
Thomas F. Presson
Reg. No. 41,442
(212) 588-0800